

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

U.S. DISTRICT COURT - N.D. OF N.Y.

FILED

MAY 10 2022

AT _____ O'CLOCK
John M. Domurat, Clerk - Syracuse

Civil Case No.: 5:22-cv-4

(GLS/A)

JAMES P. MATHINA PRO SE)
Plaintiff(s))
)
CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEYBANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL)

CIVIL
RIGHTS
COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

Plaintiff(s) demand(s) a trial by: ☒ JURY ☐ COURT (Select only one).

Plaintiff(s) in the above-captioned action, allege(s) as follows:

DEFENDANTS VIOLATED THEIR FIDUCIARY DUTY
AND CONTRACTS. JURISDICTION

1. This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4) and 2201.

PARTIES

2. Plaintiff: JAMES P. MATHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: CITIZENS BANK, N.A.
Official Position: CORPORATION DOING BANKING
Address: ATTORNEYS: MENTER, RUBIN,
TRIVELPIECE
125 E. JEFFERSON STREET
SYRACUSE, N.Y. 13202

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MCHINA PRO SE)
Plaintiff(s))

CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEY BANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL)

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PARTIES

2. Plaintiff: JAMES P. MCHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: JOHN CRUIZE,
Official Position: V.P. SECURITY, KEY BANK, N.A.
Address: ATTORNEYS ANDREW R. RABANOWSKI, ESQ
265 SUNRISE HIGHWAY SUITE 61
ROCKVILLE CENTER, N.Y. 11570

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MITHINA PRO SE)
Plaintiff(s))

CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEY BANK, N.A. ET AL Defendant(s))
WONNAUGH APARTMENTS, N.A. ET AL)

Civil Case No.: 5:22-cv-

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PARTIES

2. Plaintiff: JAMES P. MITHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: MONROG COUNTY
Official Position: COUNTY
Address: 421 MONTGOMERY ST
SYRACUSE, N.Y. 13202
ATTORNEY: KAREN A. BLESKOSKI
SYRACUSE, N.Y. 13202

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MCHINA PRO SE)
Plaintiff(s))
)
CITIZENS^{VS.} BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEY BANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL.)

Civil Case No.: 5:22-cv-

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PARTIES

2. Plaintiff: JAMES P. MCHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: BEITH VAN DOREN,
Official Position: A.D. ATTORNEY, ONONDAGA COUNTY
Address: ATTORNEY? KAREN A. BLESKOSKI ESQ.
421 MONTGOMERY STREET
SYRACUSE, N.Y. 13202

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MCHINA, PRO SE
Plaintiff(s)

CITIZENS BANK, N.A. ET AL
BANK OF AMERICA, N.A. ET AL
KEY BANK, N.A. ET AL Defendant(s)
WOODHAVEN APARTMENTS, N.A. ET AL

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PARTIES

2. Plaintiff: JAMES P. MCHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: KEY BANK N.A. ET AL.
Official Position: CORPORATION DOING BANKING IN
NEW YORK STATE
Address: ATTORNEYS: ANDREW KARMOUZIS ESQ
205 SUNRISE HIGHWAY SUITE 61
ROCKVILLE CENTER, N.Y. 11570

b. Defendant: CITIZENS BANK, NA, ET AL.
Official Position: BANK, NA, DOING BANKING BUSINESS IN SYRACUSE, N.Y. AND OTHER STATES
Address: ATTORNEYS' MENTER, RUDDIN, TRIVELPIECE P.C.
125 E JEFFERSON STREET
SYRACUSE, N.Y. 13202

c. Defendant: CATHLEEN NASH
Official Position: C.E.O., PRESIDENT OF CITIZENS BANK
Address: 125 E JEFFERSON STREET
SYRACUSE, N.Y. 13202

Additional Defendants may be added on a separate sheet of paper.

4. **FACTS**

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary).

ALL THREE BANKS, 1. CITIZENS BANK, NA, ET AL,
2. BANK OF AMERICA, NA, ET AL, AND KEY BANK, NA, ET AL,
BREACHED FIDUCIARY DUTY, AND BREACHED LEGAL
CONTRACTS TO COLLECT PLAINTIFFS 705 LETTERS OF CREDIT
VERY VALUABLE, 20 YEARS GUARANTEED AND \$300.00 BILLIONS CASH
THAT PLAINTIFFS BUSINESS ASSOCIATE HAD SENT AS DOWN PAYMENT
FOR THE 20 YEARS GUARANTEE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MITHINA PRO SE)
Plaintiff(s))
)
CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEYBANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL.)

Civil Case No.: 5:22-cv-

CIVIL
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PARTIES

2. Plaintiff: JAMES P. MITHINA, G.U.A.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: AMY BIDWELL, (BANK OF AMERICA)
Official Position: BANK BRANCH MANAGER, SR.
Address: ATTORNEYS WILSON, ELSE, MOSKOWITZ IS
ELDEMAN, DICKER LLP
ATTORNEYS AT LAW
ALBANY, N.Y. 12202

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MATHINA PRO SE)
Plaintiff(s))

CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEY BANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL)

Civil Case No.: 5:22-cv-

CIVIL
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42 U.S.C. § 1983

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PARTIES

2. Plaintiff: JAMES P. MATHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: BANK OF AMERICA, N.A.
Official Position: CORPORATION DOING BANKING BUS
ATTORNEYS; WILSON, ELSE, MORROW
Address: ELDERMAN, DICKER LLP
ATTORNEYS AT LAW
ALBANY, N.Y. 12202

LIST OF PARTIES
CITY OF SYRACUSE
DEFENDANTS

ANTHONY COLLAVITA, SYRACUSE CITY
POLICE DETECTIVE.

DAVID BURSKE, SYRACUSE CITY POLICE
DETECTIVE.

ATTORNEYS: DANIELLE R. SMITH
SARAH KNICKERBOCKER
OFFICE OF THE CORPORATION COUNSEL
CITY OF SYRACUSE
233 E. WASHINGTON STREET
300 CITY HALL
SYRACUSE, N.Y. 13202
315-448-8400

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. MATHINA PROSE)
Plaintiff(s))
)
CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEYBANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL.)

Civil Case No.: 5:22-cv-42

CIVIL
RIGHTS
COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

(GLS/ML)

Plaintiff(s) demand(s) a trial by: ☒ JURY ☐ COURT (Select only one).

Plaintiff(s) in the above-captioned action, allege(s) as follows:

DEFENDANTS VIOLATED THEIR FIDUCIARY DUTY
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JURISDICTION

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PARTIES

2. Plaintiff: JAMES P. MATHINA, ET AL.
Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: 1. ANTHONY COLLAVITA, 2. DAVID BUSKE
Official Position: SYRACUSE POLICE DETECTIVE
Attorneys: DANIEL E. SMITH ESQ.
Address: SARAH KNICKERBOCKER ESQ.
233 E. WASHINGTON STREET
300 CITY HALL
SYRACUSE, N.Y. 13202

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAMES P. RUHINA PRO SE)
Plaintiff(s))

CITIZENS BANK, N.A. ET AL)
BANK OF AMERICA, N.A. ET AL)
KEY BANK, N.A. ET AL Defendant(s))
WOODHAVEN APARTMENTS, N.A. ET AL)

Civil Case No.: 5:22-CV-427

CIVIL
RIGHTS
COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

(GLS/ML)

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PARTIES

2. Plaintiff: JAMES P. RUHINA, ET AL.

Address: P.O. BOX 133, SYRACUSE, N.Y. 13201

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: KEY BANK, N.A. LINDA MOSSUHL, V.P.

Official Position: AN ENTITY DOING BUSINESS IN BANKING

Address: ATTORNEYS: 265 SUNRISE HIGHWAY SUITE 81
ROCKVILLE CENTER, N.Y. 11570

ATTORNEY: ANDREW KARATHANOUZIS ESQ.

LIST OF PARTIES

ONONDAGA COUNTY
DEFENDANTS

1 RETH VAN DOREN, FORMER ASSISTANT
NY PROSECUTOR, OF ONONDAGA
COUNTY.

2 ONONDAGA COUNTY

ATTORNEY: KAREN BLESKOSKI ESQ.
421 MONTGOMERY STR.
SYRACUSE, N.Y. 13202

VINOD LUTHRA, PRESIDENT, CEO.
WOODBHAUGH APARTMENT
CITY OF SYRACUSE

5.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

DEFENDANTS BREACHED FIDUCIARY DUTY,
UNJUST ENRICHMENT, BREACH OF CONTRACT.
PLAINTIFF SEEK MONETARY DAMAGES: U.S. \$ 300 BILLIONS + U.S. \$
500 BILLIONS IN VIOLATION OF 42 USC A 1983 CIVIL AND
CONSTITUTIONAL RIGHTS GUARANTEED BY 14TH AMENDMENT DUE PRO
TOTAL U.S. \$ 800 BILLIONS FOR NOT COLLECTING 705 VERY EX
LETTERS OF CREDIT SECOND CAUSE OF ACTION

DEFENDANTS CONSPIRED WITH DISTRICT ATTORNEY OF ONONDAGA COUNTY
WITH BANK OF AMERICA, N.A., KEY BANK, N.A., SYRACUSE POLICE DEPT
TO BRING UNFOUNDED CRIMINAL CHARGES BY USING WRONG LAW AND
IRRELEVANT EVIDENCE. IN VIOLATION OF TITLE 42 U.S. SEC. 1985. (
GUARANTEED BY 14TH AMENDMENT DUE PROCESS GUARANTEE,
VIOLATION OF ONE'S RIGHT TO A FAIR GRAND JURY.

THIRD CAUSE OF ACTION

DEFENDANTS FALSELY AND FRAUDULENTLY LIED BEFORE
ONONDAGA COUNTY GRAND JURY IN VIOLATION OF 5TH AMENDMENT
AND LIED AT CRIMINAL TRIAL IN VIOLATION OF 6TH AMENDMENT
TO THE U.S. CONSTITUTION TO A FAIR TRIAL, GUARANTEED BY
14TH AMENDMENT DUE PROCESS.

INDICTMENT WAS DISMISSED ON APRIL 9, 2014
AFTER SPENDING 10 YEARS IN MAXIMUM SECURITY
PRISONS OF STATE OF NEW YORK.

5.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

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UNJUST ENRICHMENT, BREACH OF CONTRACT.

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500 BILLIONS IN VIOLATION OF 42 USC A 1983 CIVIL AND
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TOTAL U.S. \$ 800 BILLIONS FOR NOT COLLECTING 705 VERY EX
LETTERS OF CREDIT. SECOND CAUSE OF ACTION

DEFENDANTS CONSPIRED WITH DISTRICT ATTORNEY OF ONONDAGA COUNTY
WITH BANK OF AMERICA, N.A., KEY BANK, N.A., SYRACUSE POLICE DEPT
TO BRING UNFOUNDED CRIMINAL CHARGES BY USING WRONG LAW AND
IRRELEVANT EVIDENCE. IN VIOLATION OF TITLE 42 U.S. SEC. 1983 (
GUARANTEED BY 14TH AMENDMENT DUE PROCESS GUARANTEE,
VIOLATION OF ONE'S RIGHT TO A FAIR GRAND JURY.

THIRD CAUSE OF ACTION

DEFENDANTS FALSELY AND TRAVELERLY LIED BEFORE
ONONDAGA COUNTY GRAND JURY IN VIOLATION OF 5TH AMENDMENT
AND LIED AT CRIMINAL TRIAL IN VIOLATION OF 6TH AMENDMENT
TO THE U.S. CONSTITUTION TO A FAIR TRIAL, GUARANTEED BY
14TH AMENDMENT DUE PROCESS.

INDICTMENT WAS DISMISSED ON APRIL 9, 2014
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PRISONS OF STATE OF NEW YORK.

6. PRAYER FOR RELIEF

WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

OF MONETARY DAMAGES OF TOTAL US
\$800⁰⁰ BILLION DOLLARS, FOR THE TOTAL A TOS LETTERS
OF CREDIT, PLUS \$300 BILLIONS CASH DOWN PAYMENT FOR
20 YEARS GUARANTEE ON TOS LETTERS OF CREDIT.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: MAY 3RD 2022

JAMES P. MAHINA

[Signature]

Signature of Plaintiff(s)
(all Plaintiffs must sign)

02/2010